

To: David W. Nunn[dwnunn@eastmansmith.com]
From: Charney, Lauren
Sent: Thur 3/5/2015 6:59:26 PM
Subject: RE: Lower Ley Creek AOC RD - Technical Project Update [ES-LEGAL.FID1587432]

Thank you for sending the email along- Pam Tames also forwarded it to me. Notice letters went out earlier this week. Your client should be receiving it in the coming days-I will send you a pdf version when I am in the office. I'm working at home today due to the snow. We are in the process of reviewing the comments to the AOC. I hope to get back to you early next week with our responses.

From: David W. Nunn [mailto:dwnunn@eastmansmith.com]
Sent: Thursday, March 05, 2015 1:55 PM
To: Charney, Lauren
Subject: FW: Lower Ley Creek AOC RD - Technical Project Update [ES-LEGAL.FID1587432]

Hello Lauren,

I have been asked to forward the email below to you to give you an update on the efforts by Carrier, Cooper Crouse-Hinds, Syracuse China, and Niagara Mohawk to retain a Remedial Design contractor and work with Pam Tames on, among other things, the SOW and PDI. The four companies are also continuing to have dialogue with the governmental entities who participated in the January meeting with your agency. Is there any update from EPA on the draft AOC and PRP review/notices? As you can see below, good faith efforts are being made to move things along in a manner consistent with our earlier discussions.

David

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From: Olavarria, Nelson M

Sent: Wednesday, March 04, 2015 9:46 AM

To: Tames, Pam (Tames.Pam@epa.gov)

Cc: 'Stearns, Brian M.'; 'Wolski, John G UTCHQ'; 'EEnfonde@nixonpeabody.com'

Subject: RE: Lower Ley Creek AOC RD - Technical Project Update

Good Morning Pam,

I hope that you have survived the cold winter season. I am sure that everyone is ready for Spring weather. As a follow-up to our meeting on January 12, 2015, below is a project update on the technical activities of Carrier Corporation, Cooper Crouse-Hinds (C-H) LLC, Syracuse China

Company, and Niagara Mohawk Power Company d/b/a/ National Grid regarding the Scope of Work for the draft Administrative Order on Consent (AOC) for the Remedial Design of the Lower Ley Creek (LLC) Sub-site (Site).

We are well into the process of selecting an engineering design consultant. After completing a prequalification process, the Group distributed a Request for Proposal (“RFP”) to four (4) consulting firms: Arcadis, O’Brien and Gere, Tetra Tech and TRC. We also anticipate that the Palmerton Group will continue to provide technical assistance including providing access to the LLC Site database as well as a CD or portal to its website for use by the prospective design firms. Proposals are due on March 13, 2015, and interviews are scheduled for March 19, 2015 at the Cooper C-H, LLC facility. Barring delays caused by any contracting issues, and provided that the finalists’ responding to the RFP identify no unresolvable potential conflicts of interest or the issues that necessitate a second round of RFPs, we anticipate securing a design firm by the week of April 2, 2015.

FYI, at the Cooper C-H LLC, North Landfill, we are completing Wetland A and Wetland B, PCB impacted waste cleanup and installing clean buffer zones along the wetland boundaries. The Town of Salina submitted a settlement letter for use of the Town’s landfill for accepting 150,000 cubic yards of solid waste from LLC, but a more serious consideration of local disposal options will have to await detailed evaluation by the consultant as part of the RD phase, that we are in the process of engaging.

We understand from our meeting with you on January 12, 2015, that EPA would like to have the pre-design investigation (PDI) field sampling occur during the 2015 construction season. To meet such a short timeframe, we request expedited discussions with EPA to determine data needs and the scope of the PDI, to be conducted in parallel with the development of the AOC. As such, once a design firm is engaged, we would like to schedule a technical meeting with you to present a proposed scope and schedule of the PDI and reach a conceptual agreement. Please advise as to your availability as well as whether this overall technical approach is agreeable. In the meantime, we will keep you posted on our schedule and consultant selection process.

Take care,

Nelson M. Olavarria

Manager, Remediation

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